

**BEFORE THE PUBLIC DISCLOSURE COMMISSION
OF THE STATE OF WASHINGTON**

IN RE COMPLIANCE
WITH RCW 42.17

PDC CASE NO.: 03-158

TME, LLC and
ENVIRONMENTAL MATERIALS
TRANSPORT, LLC

FINAL ORDER ACCEPTING STIPULATION AND IMPOSING FINE

Respondents.

INTRODUCTION

The Washington State Public Disclosure Commission (Commission) conducted an enforcement hearing under chapters 34.05 and 42.17 RCW and chapter 390-37 WAC on March 25, 2003 with respect to the above-encaptioned matter. The Commission held the hearing in the Evergreen Plaza Building, Room 206, 711 Capitol Way South, Olympia, Washington. Commissioners present included Michael Connelly, Chair, Susan Brady, Vice-chair, Lois Clement, Secretary, Francis Martin, and Earl Tilly. Also present were PDC Executive Director Vicki Rippie, PDC Assistant Director Susan Harris and Assistant Attorney General Nancy Krier. Respondents did not attend in person but were represented by C. James Frush, Attorney at Law. Susan Harris represented PDC Staff. Respondents were provided advance notice of the meeting through Respondents' legal counsel, and advance notice of the meeting and this matter was posted on the PDC's website. The Commission held the hearing to determine whether the Respondents violated RCW 42.17.120 by concealing the true source of funds contributed to the 1999 Des Moines City Council Candidates H. M. (Mike) Foote, Jr., and Marty Michalson.

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2 During the hearing, the Staff presented for the Commission's consideration the
3 parties' Stipulation of Facts, Violations and Penalty dated March 25, 2003 pursuant to
4 WAC 390-37-090. The parties' Stipulation is attached to this Order and is incorporated
5 herein by reference.
6

7 **ORDER**

8 Based on the record submitted in this matter, the Commission orders as follows:
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10 1. That the Stipulation of Facts, Violations and Penalty is accepted, with an amendment
11 that the Respondents pay the penalty within 30 days from the date of the order. Counsel
12 for the Respondents agreed to the amendment at the time of hearing;
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14 2. That a total civil penalty of \$40,000 is assessed against the Respondents;
15
16 3. That the Respondents pay \$3,000 to the PDC to cover a portion of its costs incurred
17 during the investigation.
18

19 DATED THIS _____ day of April, 2003.

20 FOR THE COMMISSION:

21 _____
22 VICKI RIPPIE, Executive Director

23 Attachment: Stipulation of Facts, Violations and Penalty
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